

Baratta, Bob to: Cathleen Martwick, Mary Fulghum

Cc: EUGENE JABLONOWSKI, VERNETA SIMON, "Walsh III, Edward
V.", "MacDonell, Don", "Kornder, Steve", "Vickery, Randall G."

10/25/2007 11:24 AM

Cathy and Mary,

By way of update, on Friday, October 26th, STS will continue to cut into and screen the mounded soil to the east of the current excavation from which USEPA collected a verification sample last Friday. This is the area in which the ramp from Lake Shore Drive is to be constructed, as we discussed in our most recent telephone conference. The additional cuts will be made to ground level up to 15 feet to the east of the current excavation. This will allow STS to provide a screened buffer 15 feet from the ramp and also allow the ramp contractor to utilize a crane in the construction of the ramp's MSE wall. As STS has discussed with Gene and Verneta, there is additional impacted material in this area, which will be excavated and placed in Baker boxes. STS has requested that USEPA collect a verification sample from the impacted area on Friday afternoon after completion of the cuts. I understand that Gene and Steve Kornder are making appropriate arrangements. Additionally, the ramp contractor is taking some of the pre-screened excavation spoils off-site for disposal. All of this material has been screened by STS pursuant to the approved protocols.

As always, please call me with any questions.

Robert M. Baratta, Jr.

Freeborn & Peters LLP

311 South Wacker Drive

Chicago, IL 60606

312.360.6622

312.360.6597 - Fax

bbaratta@freebornpeters.com

Confidentiality Notice: This email and its attachments (if any) contain confidential information of the sender which is legally privileged. The information is intended only for the use by the direct addressees of the original sender of this email. If you are not an intended recipient of the original sender (or responsible for delivering the message to such person), you are hereby notified that any review, disclosure, copying, distribution or the taking of any action in reliance of the contents of and attachments to this email is strictly prohibited. We do not waive attorney-client or work product privilege by the transmission of this email. If you have received this email in error, please immediately notify the sender at bbaratta@freebornpeters.com and permanently delete any copies of this email (digital or paper) in your possession. This message and any attachments hereto cannot be used for the purpose of avoiding penalties that may be imposed under the Internal Revenue Code.

Virus Protection: Although we have taken steps to ensure that this email and its attachments (if any) are free from any virus, the recipient should, in keeping with good computing practice, also check this email and any attachments for the presence of viruses.

Internet Email Security: Please note that this email is sent without encryption and has been created in the knowledge that Internet email is most commonly sent without encryption. Unencrypted email is not a secure

PA Region 5 Records Cti



348142

communications medium. Also, please note that it is possible to spoof or fake the return address found in the From section of an Internet email. There is no guarantee that the sender listed in the From section actually sent the email. We advise that you understand and observe this lack of security when emailing us.

Freeborn & Peters LLP

http://www.freebornpeters.com